UNITED STATES DISTRICT COURT

District of Massachusetts

United States Liability Insurance Co.

SUMMONS IN A CIVIL ACTION

ν.

Advantus, Inc., et al

CASE NUMBER: NU-11424 PBC

TO: (Name and address of Defendant)

Jonathan K. Driggs 1042 E 490 N Pleasant Grove, UT 84062

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Ellen Rappaport Tanowitz Fitzhugh, Parker & Alvaro, LLP 155 Federal Street Boston, MA 02110

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

CLERK

DATE 10/22 loy

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STATE OF UTAH / COUNTY OF UTAH } S.S. SHERIFF'S OFFICE

DOCKET NUMBER: CV-04-3782

SERVED: DRIGGS, JONATHAN K.

DEFENDANT

DATE RECEIVED: 11/03/2004

DATE SERVED: 11/03/2004

PROCESS: SUMMONS AND COMPLAINT

TYPE OF SERVICE: PERSONAL

LEFT AT RESIDENCE WITH: DRIGGS, JONATHAN K.

HIS/HER RELATIONSHIP IS: SELF

AND THIS IS HIS/HER PLACE OF ABODE AND IS OF SUITABLE AGE AND DISCRETION.

SERVICE ADDRESS: 1042 E 490 NORTH

CITY: PLEASANT GROVE

STATE: UT

I FURTHER CERTIFY THAT AT THE TIME OF SERVICE, ON COPY SERVED,

I ENDORSED THE DATE, SIGNED MY NAME AND OFFICIAL TITLE THERETO.

SHERIFF'S FEES

1. SRV CHRGE

15.00

2. MILEAGE

18.00

3. NOTARY FE

5.00

TOTAL

38.00

JAMES O. TRACY, SHERIFF OF UTAH COUNTY, STATE OF UTAH

I CERTIFY THAT THE FORGOING IS TRUE AND CORRECT AND THAT THIS CERTIFICATE IS EXECUTED ON

DATE 11/04/2004 BY

and sworn to before